

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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GMA ACCESSORIES, INC.,

Plaintiff,

**NOTICE OF MOTION TO DISMISS**

- against -

Civil Action No.: 07CV11527 (VM)

QUICKSILVER, INC., NORDSTROM, INC.,  
SWELL, INC., and JILL STUART, INC.,

Defendants.

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**PLEASE TAKE NOTICE** upon the pleadings and the Memorandum of Law dated June 27, 2008, the undersigned hereby moves this Honorable Court, before Hon. Victor Marrero, U.S.D.J., at 500 Pearl Street, New York, New York for an Order (1) pursuant to Rules 12(b)(6) and 9(b) dismissing the counterclaims of QUICKSILVER, INC., NORDSTROM, INC. and SWELL, INC.; (2) pursuant to Rule 12(f) dismissing certain affirmative defenses and for such other relief as this court deems just and proper.

Dated: New York, New York  
June 27, 2008

By:

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John P. Bostany (JB – 1986)  
The Bostany Law Firm  
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